

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

CHAD UDEEN, MARY JANE JEFFERY,
LYDIA RUNKEL, MICHAEL BOLICK,
GARY GILPIN, ALICIA SMITH, and
SUSAN WILLIAMS, on behalf of
themselves and all others similarly
situated,

Plaintiffs,

v.

SUBARU OF AMERICA, INC., and
SUBARU CORPORATION,

Defendants.

No. 1:18-cv-17334-RBK-JS

JURY TRIAL DEMANDED

CLASS ACTION

**NOTICE OF MOTION AND MOTION FOR
PRELIMINARY APPROVAL OF SETTLEMENT**

PLEASE TAKE NOTICE that on October 7, 2019 at 1:30 p.m., or as soon as the matter may be heard by the Honorable Robert B. Kugler of the United States District Court for the District of New Jersey, located at Mitchell H. Cohen Building & U.S. Courthouse, 4th & Cooper Streets, Camden, NJ 08101, Plaintiffs will and hereby do move for entry of the proposed Preliminary Approval Order submitted herewith and the Settlement Agreement.

This Motion is based on this Notice of Motion and the Memorandum of Law filed herewith, the record in this action, the argument of counsel, and any other matters the Court may consider.

Dated: August 30, 2019

Respectfully submitted,

**CHIMICLES SCHWARTZ KRINER
& DONALDSON-SMITH LLP**

/s/ Benjamin F. Johns

Benjamin F. Johns

Andrew W. Ferich

Alex M. Kashurba

One Haverford Centre

361 West Lancaster Avenue

Haverford, PA 19041

Telephone: (610) 642-8500

Fax: (610) 649-3633

bfj@chimicles.com

awf@chimicles.com

amk@chimicles.com

Daniel R. Lapinski

MOTLEY RICE LLC

210 Lake Drive East

Suite 101

Cherry Hill, NJ 08002

Telephone: (856) 667-0500

dlapinski@motleyrice.com

Kevin P. Roddy

WILENTZ, GOLDMAN

& SPITZER, P.A.

90 Woodbridge Center Drive

Suite 900

Woodbridge, NJ 07095-0958

Tel: (732) 636-8000

kroddy@wilentz.com

*Interim Co-Lead Counsel for
Plaintiffs and the Putative Class*

J. Llewellyn Mathews
East Gate Center
309 Fellowship Road
Suite 200
Mt. Laurel, NJ 08054
Tel: (609) 519-7744
jlmathews@jlmcsq.com

Additional Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I, Benjamin F. Johns, certify that on August 30, 2019, I caused the foregoing to be filed using the Court's CM/ECF system, thereby causing it to be served upon all registered ECF users in this case.

/s/ Benjamin F. Johns

Benjamin F. Johns